capacity of the Chief Medical Officer, he is not aware of the nature of the place as far as private practice is concerned?

Dr. D. Raghavendra Rao:— I only know of the work in the hospital. I have not inquired about the private practice.

Mr. P. Kumaran Ezhuthassan:— May I know for whose benefit the transfers of these several Assistant Surgeons are given?

Dr. D. Raghavendra Rao :— For the benefit of the public.

Dr. A. R. Menon :— Why do you allow yourself to be heckled like this? Why do you make any difference in the case of these Assistant Surgeons? Why not observe this rule in all cases? Why do you give scope for such questions?

Dr. D. Raghavendra Rao:— This rule is observed as far as possible. It is not always possible to follow it because in some cases when one doctor would have put in 4 years another would have put in only 2 years.

Dr. A. R. Menon :— But here both these doctors have put in a service of more than four years. They two could have been mutually transferred. These names also suggest something else to these members.

Mr. P. Kumaran Ezhuthassan :— To which places are these two gentlemen proposed to be transferred?

Dr. D. Raghavendra Rao :— No orders have been passed.

Mr. P. Kumaran Ezhuthassan :— May I know your recommendation?

Dr. D. Raghavendra Rao :— It is confidential.

The Connoly Canal.

107. Mr. P. Raman Menon;— Will the Government be pleased to state :—

(a) whether their attention has been drawn to the leader in the "West Coast Review" dated 14th October 1934 with reference to the above canal;

(b) what, if any, action has been taken by the Government in that matter?

Mr. V. K. Aravindaksha Menon :— (a) Yes.

(b) The matter is under consideration.

Mr. K. M. Ibrahim:— May I know, Sir, the issue raised in that leader?

Mr. V. K. Aravindaksha Menon :— I must refer to the paper.

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Mr. A. Sankara Poduval:— Has this matter advanced any further and have any definite orders been passed?

Mr. V. K. Aravindaksha Menon:— The matter is under consideration.

Mr. A. Sankara Poduval:— No definite arrangement has been arrived at between the Madras Government and our Government.

Mr. V. K. Aravindaksha Menon:— No definite arrangement has been arrived at. I had occasion to discuss this matter with the Madras authorities. No final order has been passed.

Mr. A. Sankara Poduval:— Am I to understand that the Hon'ble Member means that things are going on as they were?

Mr. V. K. Aravindaksha Menon:— No, no.

Mr. A. Sankara Poduval:— May I know what changes are effected?

Mr. V. K. Aravindaksha Menon:— The matter is under consideration.

Mr. A. Sankara Poduval:— We are entitled to know what the actual situation is and how it is being worked now.

Mr. V. K. Aravindaksha Menon:— The Cochin Government and the Madras Government have discussed this matter and certain proposals have been drawn up. But they have not been finally decided by either Government.

Mr. A. Sankara Poduval:— What I want to know is how far the contractual obligations between the Madras Government and the Cochin Government have been varied this year from what they were last year.

Mr. V. K. Aravindaksha Menon:— This year we are agreed that we shall not be allowing any timings for boats to ply.

Mr. P. Kumaran Ezhuthassan:— May I know, Sir, whether the Madras Government has given any timings this year to any boats to ply in this canal?

Mr. V. K. Aravindaksha Menon:— Yes.

Mr. P. Raman Menon:— Have they given any monopoly?

Mr. V. K. Aravindaksha Menon:— The British Government have given a monopoly for three years for certain gentlemen to ply in the Connoli Canal and before giving the monopoly they have not consulted the Cochin Government and they regretted that it was done under a misapprehension.

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Mr. P. Raman Menon :— When was it given, please ?

Mr. V. K. Aravindaksha Menon :— In 1932.

Mr. P. Raman Menon :— Has this Government made any protest with regard to the granting of the monopoly by the British Government ?

Rama Varmha Tampuran ;— Yes. We have protested against it.

Mr. P. Raman Menon:— When, please ?

Rama Varmha Tampuran:— They said that it was done by a mistake and as a compromise it was suggested that in 1110 we will not give any timings to boats to ply in these waters. The old arrangement into which the Madras Government entered in 1932 will be allowed to stand for 1110. But the income that they might receive from that arrangement will be divided half and half between the Madras Government and the Cochin Government and if any expenditure has to be incurred to clear silting in that Canal that also will be divided half and half. A temporary arrangement has been come to. The final settlement has not been come to.

Mr. P. Raman Menon :— Sir, when was that arrangement come to ?

Rama Varmha Tampuran :— About 6 to 8 months back.

Mr. P. Raman Menon :— When was the protest made ?

Rama Varmha Tampuran :— As soon as we came to know of the arrangement. That will be about a year and odd back.

Mr. P. Raman Menon :— May I know what is the further thing to be arranged in the matter ? Is there not an agreement already come to with regard to this ?

Rama Varmha Tampuran:— That agreement is only for this particular year. It is an inter-statal canal. The canal is very narrow and silting is very intense and it is to the interest of both Governments that restriction of navigation in that canal is effected. In other words, boats are not to be allowed to ply in that canal without any restriction It is not advisable to allow that in the interests of either this Government or the Madras Government. Therefore, some sort of restriction is essential. What that restriction should be and how it should be enforced, all these are details which have to be very very carefully considered. There was a conference on the subject between the Diwan and the Collector of Malabar about a year back. That was followed by further detailed discussions between the Chief Engineer of our State and the Executive Engineer from Malabar. Their reports have come

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and the question is under further negotiation. So a final settlement has not been made. But in the meanwhile things have to go on in 1110 and therefore this interim arrangement has been approved.

Mr. P. Raman Menon :— Was there not an agreement come to between the Madras Government and the Cochin Government with regard to this Canal?

Rama Varmha Tampuran :— There is no agreement. The member is mistaken. There are navigation rules for all the three Governments, the Travancore Government, the Cochin Government and the Madras Government. Those three sets of rules have been framed after joint discussion. If that can be called an agreement, well, that is an agreement.

Mr. P. Raman Menon:— Is there anything further to be done? Is that agreement to stand?

Rama Varmha Tampuran :— Because of the peculiar lie of the canal the silting is very intense there and it is not to the advantage of this Government or of the other Governments to allow boats to ply without restriction as can be done in other waters. Here in the backwaters just in front of us no sort of restriction need be imposed in the matter of either speed, or the number of boats that can enter the waters at a time. But that is not the case with regard to this particular canal. Its lie is such and it is so constructed that it is not to the advantage of this Durbar or of the Government of Madras to allow such a thing to exist. Therefore, special arrangements have to be made. But that arrangement should be such that it would not affect either the prestige or the interest of this Government or the people of this Government. Therefore, the thing has to be very carefully considered.

Mr. P. Raman Menon:— Is the old agreement with regard to the running of boats by both the Governments to be affected by the subsequent arrangement?

Rama Varmha Tampuran :— Yes. It is to be affected. It is because of the silting and the peculiar lie of the canal that these restrictions have to be enforced.

Mr. K. M. Ibrahim:— Won't this present arrangement cause trouble to the boat-owners of our State?

Rama Varmha Tampuran:— Trouble in what sense?

K. M. Ibrahim:— They won't be allowed to run boats.

Rama Varmha Tampuran:— To that extent it will. But in the interests of the Government it has to be suffered. It is open to the Government at any time to close any part of these waters to public traffic. That is the rule with regard to the

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Public roads also. The Municipality can close any part of the road. The D. P. W. and the Government can close any part of their roads. Similarly in the interests of public navigation restriction has to be imposed with regard to this particular part of the canal.

Mr. K. M. Ibrahim:— Is their agreement binding on us?

Rama Varmha Tampuran:— It is not because that it is legally binding on us that a compromise is now effected, but because the compromise has been to the best interests of both the Governments.

Mr. K. M. Ibrahim:— Pending the final disposal why should our boat-owners suffer?

Rama Varmha Tampuran:— Boat-owners here do not suffer. These are inconveniences to which every trade is subjected to at times.

മിസ്റ്റർ ഇസ്മായിൽ ഹാജി ഇഷ്യൂ സേട്ട്:— ഇപ്പോൾ ചെയ്യിട്ടുള്ള എഗ്രിമെൻറ് എടുകൊല്ലംകൊണ്ടു കഴിയും?

രാമവർമ്മതമ്പുരാൻ:— ഈ കൊല്ലത്തിൽ കഴിയും.

മിസ്റ്റർ ഇസ്മായിൽഹാജി ഇഷ്യൂ സേട്ട്:— ഈ എഗ്രിമെൻറ കഴിഞ്ഞാൽപിന്നെ അവിടെക്കൂടി ബോട്ടുകൾ കൊടുവാൻ വിരോധമുണ്ടോ?

രാമവർമ്മതമ്പുരാൻ:— അല്പം വിരോധമുണ്ടായിരിക്കും. അതിനെ പ്പറ്റി തീർച്ചയാക്കി കഴിഞ്ഞിട്ടില്ല.

Mr. A. Sankara Poduval:— May I know whether the subsisting arrangement is not the result of an arbitration and an award at the instance of both the Governments?

Rama Varmha Tampuran:— It was not the result of an arbitration and award by a third party. It was an agreement that was come to by mutual discussion between the two Governments.

Dr. A. R. Menon:— Before you enter into a new agreement will this House be taken into confidence, because there is no use of protesting after the event.

Rama Varmha Tampuran:— I cannot give a definite assurance on this point. The matter is under the discussion of the two Governments. Of course, we have always invited the co-operation of this House and we have always taken the House into our confidence. The same treatment will be meted out in this case also.

Dr. A. R. Menon:— Generally disastrous consequences follow when you do not take us into confidence.

Mr. Paul Mampilli:— The Government said that they will be dividing the income. May I know what income the Government expect to derive?

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Rama Varmha Tampuran:— We do not know exactly,

Mr. Paul Mampilli:— Are the Government aware that the licensee is not paying any amount?

Rama Varmha Tampuran:— We know that the arrangement is that the licensee will clear the silt instead of paying any amount. Most probably there may not be left anything to divide.

Mr. Paul P. Mampilli:— I want to know what the income is.

Rama Varmha Tampuran:— That has yet to be ascertained.

Mr. K. M. Ibrahim:— Under the present arrangement I think a monopoly is given to one firm at Mattancheri. May I know whether it is a monopoly?

Rama Varmha Tampuran:— It is a special agreement that has been entered into by that Government with a particular firm under which they will do the silt clearance and they are allowed to run boats through the canal. The peculiar lie of the canal is such that such agreement is essential. I won't give it the term 'Monopoly.'

Mr. K. M. Ibrahim:— It is not a monopoly arising out of an agreement?

Rama Varmha Tampuran:— If the Hon'ble Member thinks like that he is at perfect liberty to call it so.

Mr. E. Ikkanda Warriar:— Who was in charge of the maintenance of the canal when this license was granted?

Rama Varmha Tampuran:— The British Government.

Mr. E. Ikkanda Warriar:— Is it possible to run too many boats without doing damage to the bunds on either side?

Rama Varmha Tampuran:— That is the whole point at issue and I began my reply based on that.

Mr. K. M. Ibrahim:— I request the President to extend the question time because we have only reached half the number of questions and there remain very important questions.

President:— I am sorry we have already trespassed about 15 minutes. I cannot allow.

Adjournment Motion: Executive interference in the Rights and Duties by Municipal Corporations.

President:— I have got two adjournment motions. The first is this:

"Under Rule 18 of the Cochin Legislative Council Rules, I request for leave to move the adjournment of the business of the

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